

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CLEVELAND BRUNSON,	:	CIVIL ACTION
	:	NO. 04-2166
Plaintiff,	:	
	:	
v.	:	
	:	
JO ANNE BARNHART,	:	
COMMISSIONER OF SOCIAL	:	
SECURITY ADMINISTRATION,	:	
	:	
Defendant.	:	

O R D E R

AND NOW, this **12th** day of **July, 2005**, upon
consideration of the cross-motions for summary judgment and after
review of the Report and Recommendation of United States
Magistrate Judge Charles B. Smith, it is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and
ADOPTED;¹
2. Plaintiff's motion for summary judgment (doc. no.
12) is **GRANTED**.
3. Defendant's motion for summary judgment (doc. no.
13) is **DENIED**.
4. The final decision of the Commissioner of Social
Security denying Plaintiff's claim for disability
insurance benefits under Title II of the Social

¹ Defendant did not file objections to the Magistrate Judge's Report and Recommendation.

Security Act is **REVERSED**;

5. The matter is remanded to the Commissioner for a calculation of benefits.

AND IT IS SO ORDERED.

EDUARDO C. ROBRENO, J.